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PORTLAND CEMENT ASSOCIATION
1620 Eye St., N.W., Suite 520, Washington, DC 20006 202/293-4260

January 31, 1990

To: Government Relations Committee
U.S. Plant Managers

Re: NPDES Permits for Storm Water Runoff

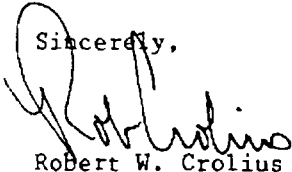
Under section 405 of the Water Quality Act of 1987 and section 402(p) of the Clean Water Act, the Environmental Protection Agency (EPA) is required to establish regulations setting forth National Pollutant Discharge Elimination System (NPDES) permit application requirements for storm water discharges associated with industrial activity. Congress set February 4, 1990 as the deadline.

However, EPA does not expect to publish final regulations on storm water permits until July, 1990. Facilities will have 180 days from the date the regulation is published in the Federal Register to submit applications. EPA is not, however, in a position to repeal the existing statutory deadline of February 4, 1990 which is contained in the legislation.

Although EPA has not published regulations, a facility can be in technical violation of the statute if an application is not filed by the February 4 deadline. We have received contradictory information regarding the need for submission of applications. PCA, therefore, recommends that you file the attached Form 1 to at least meet the minimum requirement and to protect you from possible allegations of noncompliance from citizens or environmental groups. A suggested transmittal letter is also attached.

It is PCA's present intention to coordinate the filing of group applications on behalf of its members when the final regulations are promulgated in July of 1990. You may choose to file an individual application or to participate in this PCA-sponsored effort. We will forward more information to you regarding the group application process as it is made available to us by EPA.

Sincerely,


Robert W. Crolus
Vice President
Washington Affairs

Enclosures

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